JUN 14 2011

IN THE UNITED STATES DISTRICT COURT B FOR THE WESTERN DISTRICT OF VIRGINIA ROANOKE DIVISION

JULIA 3Y: D	C DUNC	EY, CLERK

JONAH JUNIOR MEREDITH III,) Civil Action No. 7:11CV00275
Petitioner,))) FINAL ORDER
vs.)
BERRY,) By: Samuel G. Wilson
) United States District Judge
Respondent.)

In accordance with the accompanying memorandum opinion, it is hereby

ADJUDGED AND ORDERED

that this habeas corpus petition pursuant to 28 U.S.C. § 2254 is **DISMISSED** without prejudice, and this action is stricken from the active docket of the court.

Further, finding that petitioner has failed to make a substantial showing of the denial of a constitutional right as required by 28 U.S.C. § 2253(c)(1), a certificate of appealability is **DENIED**.

ENTER: This <u>14/h</u> day of June, 2011.

United States District Judge